



International Centre
for Dispute Resolution



The International Law Section of the State Bar of California, ICDR,
SIAC, and CIETAC present

The Second Annual California International Arbitration Conference

Decision 2007 - Debates on International Arbitration: Asia-Pacific

Friday, March 23, 2007
The Palace Hotel, San Francisco, CA

Program Committee:

Steve Andersen
Brent Caslin
Karine Faure Wenger
John Garman

6.5 Hours MCLE Includes 1 Hour Ethics
Online registration available at www.calbar.ca.gov/ils

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PROGRAM AGENDA



8:30 – 9:00 am

Registration

Coffee and Light Breakfast

9:00 – 9:15

Introduction and Welcome Address

9:15 – 10:15

Debate I: Interim Relief Petitions to the Arbitral Tribunal.

This panel of experts will address the complicated and much debated issue of whether ex parte or emergency relief should be available in international arbitration proceedings, including the circumstances that justify such relief, the role of the public judiciary, and the interim relief procedures and best practices used in several jurisdictions and institutions in the Asia-Pacific region.

Moderator: Scott Donahey, *Private Arbitrator, Palo Alto*

Panelists: Andre Maniam, *Wong Partnership, Singapore*
Fred G. Bennett, *Quinn Emanuel Urquhart Oliver & Hedges, Los Angeles*
Honorable Alice D. Sullivan (Ret.), *Private Arbitrator, San Diego*

10:15 – 11:15

Debate II: Advocacy Styles in International Arbitration.

The second panel will address whether there are differences in advocacy styles continent-to-continent or even country-to-country, identify perceived differences, and debate which advocacy styles may be most effective in an international arbitration proceeding in the Asia-Pacific region.

Moderator: Sally Harpole, *Sally Harpole & Co., Hong Kong*

Panelists: Urs L  euchli, *L  euchli Dispute Resolution Services, San Francisco*
Robert Sills, *Orrick, Herrington & Sutcliffe, New York*
Steven Smith, *O'Melveny & Myers, San Francisco*
James Zimmerman, *Squire, Sanders & Dempsey, Beijing*

11:15 – 11:30

Break

11:30 – 12:30

Debate III: Location, Location, Location. Where in the Asia-Pacific Region should one choose as the locale for an arbitration proceeding?

Where an arbitration takes place is frequently chosen years before a dispute develops, and thus location is a key topic for arbitration lawyers as well as those who draft international agreements. This panel of international practitioners and arbitrators will discuss legal aspects that

11:30 – 12:30 (continued)

may play into the choice of venue (treaties, case law, local courts) and practical concerns that might be considered (cost, travel, weather).

Moderator: Rick Richmond, *Kirkland & Ellis, Los Angeles*

Panelists: Hajime Watanabe, *Mori Hamada & Matsumoto, Tokyo*
Gerry W.J. Ghikas, Q.C., *Borden Ladner Gervais, Vancouver*
Gary L. Benton, *Pillsbury Winthrop Shaw Pittman, Palo Alto*
Christopher Lau, *Alban Tay Mahtani & de Silva, Singapore*

12:30 – 2:00 pm

Lunch—Keynote Speaker Lawrence Boo, Deputy Chairman, Singapore International Arbitration Centre

2:15-3:30

Debate IV: Ethical Dilemmas in International Arbitration.

Is there an ethical framework for the participants in international arbitration? This panel will analyze the differing opinions and practices of arbitrator disclosure models, case confidentiality, communication practices, and arbitrator challenges. (1 Hour Ethics)

Moderator: John Garman, *Garman Law, Manhattan Beach*

2:15-3:30 (continued)

Panelists: Chris Colbridge, *Kirkland & Ellis, London*

Harumi Hata, *Sonnenschein Nath & Rosenthal, Los Angeles*

Eric Liebler, *Honeywell International, Minneapolis*

Jianlong Yu, *Vice Chairman and Secretary General, CIETAC, Beijing*

3:30 - 3:45

Break

3:45-5:00

Debate V: Improving International Arbitration.

The final panel of experts will discuss several of the suggested improvements to the current systems of international dispute resolution, including important recent issues and concerns

3:45-5:00 (continued)

such as discovery, non-signatory involvement, confidentiality, authoring of award, cost, and case management issues.

Moderator: Steve Andersen, *ICDR, San Diego*

Panelists: Stephen Butler, *Bechtel Corporation, San Francisco*

Cedric Chao, *Morrison & Foerster, San Francisco*

Georgina Fabian, *Mayer Brown Rowe & Maw, Chicago*

Robert O'Brien, *Arent Fox, Los Angeles*

5:00 - 5:15

Closing Remarks

HOTEL RESERVATIONS

We have reserved a block of rooms for the program at the Sheraton Palace in San Francisco, and have secured a rate of \$259 for the nights of March 22 and 23, 2007. Please call the hotel directly at (888) 627-7196 and identify yourself as being with the State Bar of California Block.

The Palace Hotel

2 New Montgomery Street

San Francisco, California

415 512-1111

REGISTRATION FORM

Decision 2007 - Debates on International Arbitration: Asia-Pacific Friday, March 23, 2007

Note: One registrant per form. Photocopies may be used.

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(Required for program confirmation)

Your name and address may be disclosed.

☐ Check here if you do not want your information released.

Registration Fees (check the appropriate box)

Early Bird (before March 2, 2007):

- ☐ \$300 Member of the State Bar of California International Law Section, ICDR, SIAC, or CIETAC.
☐ \$375 Non-Section Members

***Please note International Law Section dues are \$65 for US Attorneys/\$90 for attorneys outside the US

After March 2, 2007:

- ☐ \$350 Member of the State Bar of California International Law Section, ICDR, SIAC, or CIETAC.
☐ \$425 Non-Section Members

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DEADLINE: In order to Pre-register, your form and check, payable to the State Bar of California, or credit card information, must be received by March 19, 2007.

REGISTER ONLINE: www.calbar.ca.gov/ils

MAIL TO: Program Registrations, State Bar of California, 180 Howard Street, San Francisco, CA 94105 Make checks payable to the State Bar of California.

FAX TO: Program Registration at 415-538-2368. In order to fax your registration, credit card information is MANDATORY. Photocopies of checks will NOT be accepted.

CANCELLATIONS/REFUND POLICY: Cancellations and requests for refunds must be received in writing no later than March 9, 2007 and are subject to a \$25 service charge. Refunds will not be available after March 9, 2007.

QUESTIONS: For registration information call (415) 538-2508. Telephone registration will not be accepted. For program content and/or Section information call (415) 538-2380.

SPECIAL ASSISTANCE: For special assistance, please call (415) 538-2380 or TDD for speech and hearing impaired (415) 538-2231.

CONFERENCE GOALS

Decision 2007 - Debates on International Arbitration: Asia-Pacific

The Second Annual California Conference on International Arbitration looks to the Asia-Pacific region, home to some of the largest and fastest growing economies in the world. As international trade in the region continues expanding, so too does the importance of dependable dispute resolution processes. International arbitration stands center among many ADR alternatives.

In this conference, participants from every aspect of the arbitral process—advocates, arbitrators, and corporate representatives—will address international arbitration issues from different vantage points. The participants' perspectives are developed not only from their sometimes conflicting goals but also from differences in cultures and legal traditions.

The conference will bring together some of the world's leading practitioners from Canada, China, Japan, Singapore, the United Kingdom, and, of course, the United States. The diverse faculty will provide attendees with an unprecedented opportunity to understand and hear personal accounts of trends and legal developments in arbitral law and practice in the Asia-Pacific region.



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PROGRAM REGISTRATIONS

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180 Howard Street
San Francisco, CA 94105

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